



DECEMBER 12 – 16, 2011 ST. PAUL, MINNESOTA

William Jay Riley, Chief Judge - Omaha, Nebraska

Circuit Judges in Active Service

**Roger L. Wollman - Sioux Falls, SD
James B. Loken - Minneapolis, MN
Diana E. Murphy - Minneapolis, MN
Kermit E. Bye - Fargo, ND
Michael J. Melloy - Cedar Rapids, IA
Lavenski R. Smith - Little Rock, AR
Steven M. Colloton - Des Moines, IA
Raymond W. Gruender - St. Louis, MO
Duane Benton - Kansas City, MO
Bobby E. Shepherd - El Dorado, AR**

Circuit Judges Who Have Taken Senior Status

**Myron H. Bright - Fargo, ND
Pasco M. Bowman - Kansas City, MO
C. Arlen Beam - Lincoln, NE
Morris S. Arnold - Little Rock, AR**

NOTICE TO ALL COUNSEL

Please review the entire calendar, as you may have more than one case scheduled for oral argument. Please check the calendar carefully for the starting time for your day and division.

Court will be held in the Warren E. Burger Federal Building & U.S. Courthouse at 316 N. Robert Street, St. Paul, Minnesota. Counsel presenting oral argument should report to the Clerk's Office, Room 500, 30 minutes before Court convenes.

Counsel may not waive oral argument without prior leave of court. Absent leave of court, only one attorney is permitted to present the argument for a party. However, if the parties on a side are separately represented and have filed separate briefs, each party on that side is permitted to argue; in such a case, counsel must confer and decide how they will split the time shown on the calendar. Questions should be addressed to the Clerk of Court.

Counsel are required to file an "Argument Response/Appearance" form with the Clerk's Office identifying the party or parties they will be representing at oral argument. If an "Appearance" form has not already been filed, the "Argument Response/Appearance" form serves as your notice of appearance in the case. Every attorney who presents oral argument must be admitted to the Eighth Circuit Bar unless appointed to represent a party proceeding in forma pauperis.

The time allotted for each side's argument is noted to the right of the case. *Cases designated as NO ARG will be submitted to the Court on the briefs and record without oral argument, and counsel are not required to appear for cases designated NO ARG.*

Michael E. Gans
Clerk of Court

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Updated 12/09/11

**DIVISION I
Courtroom 5A**

**MONDAY, DECEMBER 12, 2011
BEFORE JUDGES LOKEN, MURPHY, SHEPHERD**

				CBC
11-1185	ND		Ashly Nupdal v. United States	NO ARG
11-1695	MN		United States v. Juan Elodio-Benitez	NO ARG
11-1696	MN		United States v. Gustavo Villa-Maldonado	NO ARG
11-1835	MN		United States v. Kenneth Wilcox	NO ARG
11-1852	MN		United States v. Darling Paulino-Duarte	NO ARG
11-1749	NE		United States v. Sterling McKoy	NO ARG

**TUESDAY, DECEMBER 13, 2011 BEGINNING AT 9:00 AM
BEFORE JUDGES LOKEN, MURPHY, SHEPHERD**

				CBC
1	11-1520	SD	Alltel Communications v. Oglala Sioux Tribe, et al.	15
	11-1947	SD	Alltel Communications v. Mario Gonzalez	DISMISSED
2	11-2061	MN	Sharon Palmer v. Illinois Farmers Insurance Company	
	11-2064	MN	Sandra Kluessendorf v. Progressive Preferred Insurance Company	
	11-2065	MN	Michael Hara v. USAA Casualty Insurance Company	
	11-2067	MN	David Johnson v. American Family Mutual Insurance Company	15
3	10-3636	NE	Steven Grade v. BNSF Railway Company	15
4	11-1829	SI	Michael Handt v. Steve Koffron, et al.	15
5	11-1953	NE	Jennifer Crawford, et al. v. BNSF Railway Company	15

**DIVISION I
Courtroom 5B**

**WEDNESDAY, DECEMBER 14, 2011 BEGINNING AT 9:00 AM
BEFORE JUDGES LOKEN, BRIGHT, SHEPHERD**

				JMB	
1	11-1716	MN	Scott St. Martin v. City of St. Paul		15
	11-1735	SI	J & K Market Centerville v. United States	NO ARG	
2	11-1984	SI	Thomas Linden, Jr. v. CNH America		15
	11-2493	SI	United States v. America Haileselassie	NO ARG	
3	11-2090	MN	United States v. Fernando Barrientos		10

**THURSDAY, DECEMBER 15, 2011 BEGINNING AT 9:00 AM
BEFORE JUDGES LOKEN, BRIGHT, SHEPHERD**

				CYZ	
1	11-1730	MN	Northwest Airlines, et al. v. Raymond Phillips, et al.		15
2	11-1967	MN	Gulf Underwriters Insurance Company v. Lowell Burris, et al.		15
3	11-2029	MN	Heather Hemmingsen v. Messerli & Kramer		15
4	11-2039	NI	Tony Hulstein v. Drug Enforcement Administration		15
5	11-2076	SI	Donna Lovland v. Employers Mutual Casualty Company		15

**DIVISION I
Courtroom 5B**

**FRIDAY, DECEMBER 16, 2011 BEGINNING AT 9:00 AM
BEFORE JUDGES LOKEN, BRIGHT, SHEPHERD**

				CYZ	
1	11-2069	NI	United States v. Meggan Alexander		15
2	11-1546	SD	United States v. Thomas Frederick		15
3	11-1964	ND	United States v. Ray Huether		15
4	11-2138	SD	United States v. Frederick One Feather		15
5	11-2154	NI	United States v. Darrin Meirick		10